

IN THE COURT OF APPEALS OF THE STATE OF IDAHO

Docket No. 37062

STATE OF IDAHO,)	2010 Unpublished Opinion No. 526
)	
Plaintiff-Respondent,)	Filed: June 24, 2010
)	
v.)	Stephen W. Kenyon, Clerk
)	
DARREL IGNACIO MULLENDORE,)	THIS IS AN UNPUBLISHED
)	OPINION AND SHALL NOT
Defendant-Appellant.)	BE CITED AS AUTHORITY
)	

Appeal from the District Court of the Fourth Judicial District, State of Idaho, Ada County. Hon. Timothy Hansen, District Judge.

Judgment of conviction and unified concurrent sentences of thirty years, with a minimum period of confinement of ten years, for two counts of lewd conduct with a minor under sixteen, affirmed.

Molly J. Huskey, State Appellate Public Defender; Sara B. Thomas, Deputy Appellate Public Defender, Boise, for appellant.

Hon. Lawrence G. Wasden, Attorney General; Jessica M. Lorello, Deputy Attorney General, Boise, for respondent.

Before LANSING, Chief Judge; GRATTON, Judge;
and MELANSON, Judge

PER CURIAM

Darrel Ignacio Mullendore was charged with seven counts of lewd conduct with a minor under sixteen and one count of domestic battery in the presence of a child. Pursuant to a plea agreement, Mullendore pled guilty to two counts of lewd conduct with a minor under sixteen, Idaho Code § 18-1508, and the remaining charges were dismissed. The district court sentenced Mullendore to a unified term of thirty years, with a minimum period of confinement of ten years on each count, to be served concurrently. Mullendore appeals asserting that the district court abused its discretion by imposing an unreasonably harsh sentence.

Sentencing is a matter for the trial court's discretion. Both our standard of review and the factors to be considered in evaluating the reasonableness of the sentence are well established and need not be repeated here. *See State v. Hernandez*, 121 Idaho 114, 117-18, 822 P.2d 1011, 1014-15 (Ct. App. 1991); *State v. Lopez*, 106 Idaho 447, 449-51, 680 P.2d 869, 871-73 (Ct. App. 1984); *State v. Toohill*, 103 Idaho 565, 568, 650 P.2d 707, 710 (Ct. App. 1982). When reviewing the length of a sentence, we consider the defendant's entire sentence. *State v. Oliver*, 144 Idaho 722, 726, 170 P.3d 387, 391 (2007). Applying these standards, and having reviewed the record in this case, we cannot say that the district court abused its discretion.

Therefore, Mullendore's judgment of conviction and sentence are affirmed.